

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

REED ELSEVIER, INC., et al.,

Plaintiffs,

vs.

CRAIG CROCKETT,

Defendant.

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Case No. 3:10cv248

JUDGE WALTER HERBERT RICE

DECISION AND ENTRY, ONCE AGAIN, DENYING PLAINTIFF'S
REQUEST FOR TEMPORARY RESTRAINING ORDER (DOC. #9) AND
SETTING BRIEFING SCHEDULE ON PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT ON ITS FIRST CLAIM FOR DECLARATORY
RELIEF (DOC. #7) AND DEFENDANT'S MOTION TO DISMISS FOR
LACK OF *IN PERSONAM* JURISDICTION (DOC. #20)

Pursuant to a record made during a July 23, 2010, conference call held between Court and counsel (reference should also be made to a prior telephone conference call on July 9, 2010), the Plaintiff's request for a Temporary Restraining Order (Doc. #9) is, once again, overruled, without prejudice to renewal, should the American Arbitration Association set forth potentially dispositive and/or damaging procedures, at least insofar as Plaintiff's perspective is concerned.

As to the Plaintiff's Motion for Summary Judgment on its first claim for declaratory relief (Doc. #7), Defendant was to file its response no later than the close of business on July 23, 2010, with the Plaintiff taking seven (7) calendar days thereafter within which to file a response. As to the Defendant's Motion to

Dismiss Plaintiff's Complaint for a lack of *in personam* jurisdiction (Doc. #20),
Plaintiff is to respond to same not later than the date fixed by the Rules of Court,
with the moving Defendant to have the time fixed by Rule within which to
respond.

July 27, 2010

/s/ Walter Herbert Rice

WALTER HERBERT RICE, JUDGE
UNITED STATES DISTRICT COURT

Copies mailed to:

All Counsel of Record